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*Douglas B. Peterson*  
Douglas B. Peterson, Reg. No. 53,458



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/729,622  
Applicant : Mark E. Deem, Douglas S. Sutton, Hanson S. Gifford III, Bernard  
H. Andreas, Ronald G. French  
Filed : December 5, 2003  
Art Unit : 3734  
Examiner : Michael T. Andersen  
Title : OBESITY TREATMENT TOOLS AND METHODS  
Docket No.: : SATTY 69233  
Customer No. : 24201

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

The documents listed on the enclosed Form PTO/SB/08a have come to the attention of Applicants and are submitted to the Office under 37 C.F.R. § 1.97(c) (2).

01/22/2007 LWONDIM1 00000046 062425 10729622

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ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /K.T./

The petition fee set forth in 37 C.F.R. § 1.17(p) of \$180 is enclosed. Please charge any deficiency in fees or credit any overpayment to our Deposit Account No. 06-2425. A duplicate copy of this letter is enclosed.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By:



Douglas R. Peterson  
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Approved for use through 01/31/2007. OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL for FY 2006

☒ Applicant claims small entity status. See 37 CFR 1.27  
TOTAL AMOUNT OF PAYMENT (\$) \$180.00

**Complete if Known**

Application Number	10/729,622
Filing Date	December 5, 2003
First Named Inventor	Deen et al.
Examiner Name	Andersen
Art Unit	3734
Attorney Docket No.	SATTY-69233

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☐ Deposit Deposit Account Number: 06-2425 Deposit Account Name: Futwider Patton LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or any underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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## FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)

### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		
	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Fees Paid (\$)
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

### 2. EXCESS CLAIM FEES

Fee Description	Small Entity	Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
<b>Multiple Dependent Claims</b>		
Total Claims	Extra Claims	Fee (\$)
- 20 or HP =	x	\$25.00 = \$0.00
HP = highest number of total claims paid for, if greater than 20.		
Indep. Claims	Extra Claims	Fee (\$)
- 3 or HP =	x	\$100.00 = \$0.00
HP = highest number of independent claims paid for, if greater than 3.		

### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listing under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(e).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	0	/ 50 0 (round up to a whole)	x \$125.00 =	\$0.00

### 4. OTHER FEE(S)

Non-English specification, \$130 fee (no small entity discount)  
Other (e.g., late filing surcharge): Information Disclosure Statement Fee \$180.00

**SUBMITTED BY**

Signature <i>Douglas R. Peterson</i>	Registration No. (Attorney/Agent)	53,458	Telephone	310-824-5555
Name (Print/Type) Douglas R. Peterson	Date	January 17, 2007		

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FORM**

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Total Number of Pages in This Submission

5+

Application Number

10/729,622

Filing Date

December 5, 2003

First Named Inventor

Deem et al.

Art Unit

3734

Examiner Name

Andersen

Attorney Docket Number

SATTY-69233

**ENCLOSURES (Check all that apply)**

- ☒ Fee Transmittal Form  
☒ Fee Attached  
☐ Amendment / Reply  
☐ After Final  
☐ Affidavits/declaration(s)  
☐ Extension of Time Request  
☐ Express Abandonment Request  
☒ Information Disclosure Statement  
☐ Certified Copy of Priority Document(s)  
☐ Reply to Missing Parts/ Incomplete Application  
☐ Reply to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Drawing(s)  
☐ Licensing-related Papers  
☐ Petition  
☐ Petition to Convert to a Provisional Application  
☐ Power of Attorney, Revocation Change of Correspondence Address  
☐ Terminal Disclaimer  
☐ Request for Refund  
☐ CD, Number of CD(s) \_\_\_\_\_  
☐ Landscape Table on CD

- ☐ After Allowance Communication to TC  
☐ Appeal Communication to Board of Appeals and Interferences  
☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  
☐ Proprietary Information  
☐ Status Letter  
☒ Other Enclosure(s) (please identify below):

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Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name Fulwider Patton LLP

Signature

Printed name Douglas R. Peterson

Date January 17, 2007

Reg. No.

53,458

**CERTIFICATE OF TRANSMISSION/MAILING**

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Douglas R. Peterson

Date

January 17, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1490, Alexandria, VA 22313-1490.

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**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See *Kind's Codes of USPTO Patent Documents* at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIFO, Standard ST 3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent. <sup>5</sup> If the document is in a language other than English, indicate the system of classification on the document under WIFO Standard ST 16, if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is for the use of the USPTO. It is not to be used for any other purpose. <sup>7</sup> If you are required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application submitted to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or the burden of completing this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Patent and Trademark Administration, Washington, D.C. 20514. Do not send FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.